

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being submitted *via* the USPTO EFS Filing System on the date shown below to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Date: December 17, 2008

/Rebecca Stanford/

Rebecca Stanford

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Applicant(s): Gregory J. Mesaros

Examiner: Cuong H. Nguyen

Serial No: 09/922,884

Art Unit: 3661

Filing Date: August 6, 2001

Title: E-COMMERCE VOLUME PRICING

**Commissioner for Patents
Mail Stop Petitions
P. O. Box 1450
U.S. Patent and Trademark Office
Alexandria, VA 22313-1450**

**PETITION TO REVIVE APPLICATION FOR UNINTENTIONAL
DELAY UNDER 37 CFR 1.137(B)**

Dear Sir:

The above-identified application became abandoned for failure to timely file the Appeal Brief following our Notice of Appeal filed March 13, 2008. This request accompanies said Brief in connection with the subject application.

Entry of the Brief is respectfully requested. Applicant's representative respectfully submits that any abandonment of the application was unintentional and without deceptive intent.

Credit card payment is filed concurrently herewith in connection with all fees due regarding this document. In the event any additional fees are due in connection with the submission of this Petition or any other documents accompanied herewith, the Commissioner is authorized to charge Deposit Account No. 50-1063 [GEDP101USE].

Respectfully submitted,
AMIN, TUROCY & CALVIN, LLP

/David W. Grillo/
David W. Grillo
Reg. No. 52,970

AMIN, TUROCY & CALVIN, LLP
127 Public Square
57th Floor, Key Tower
Cleveland, Ohio 44114
Telephone (216) 696-8730
Facsimile (216) 696-8731